

Judge Benjamin H. Settle

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,
Plaintiff,

v.

ISMAEL GARCIA VALENZUELA,
Defendant.

NO. CR18-5205-08 BHS

ORDER GRANTING THE UNITED
STATES' MOTION TO FORFEIT BOND

On May 9, 2018, Defendant Ismael Garcia Valenzuela, through a surety, posted a \$5,000 pretrial appearance bond pursuant to a Central District of California magistrate judge's order of release. Dkt. 71. Defendant later failed to appear in this District and the Court issued a bench warrant for his arrest. Dkt. 98. The Central District of California has also issued a warrant for his arrest. *United States v. Valenzuela*, MJ18-194 (CDCA).

Since the warrants were issued in May 2018, Defendant has not appeared before either court. Both warrants remain outstanding.

Federal Rule of Criminal Procedure 46(f) provides that "[t]he court must declare the bail forfeited if a condition of the bond is breached." Because Defendant breached a condition of the bond by failing to appear for Court in this District,

1 IT IS HEREBY ORDERED:

2 1. The United States' Motion to Forfeit Bond, Dkt. 292, is GRANTED and the
3 bond is forfeited to the United States.

4 2. The Clerk is authorized and directed to forfeit the bail funds deposited in the
5 registry of this Court in the principal amount of \$5,000.00, plus all accrued
6 interest, payable/transferred to Criminal Bond Forfeitures.

7 The Clerk's Office is directed to enter this Order and provide copies to counsel,
8 the United States Pretrial Services Office, and Defendant's surety (at the address
9 provided in *United States v. Valenzuela*, MJ18-194 (CDCA), Dkt. 13).

10 IT IS SO ORDERED.

11 DATED this 12th day of December, 2022.

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15 BENJAMIN H. SETTLE
16 United States District Judge

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18 Presented by:

19
20 s/ Marci L. Ellsworth
21 MARCI L. ELLSWORTH
22 Assistant United States Attorney